JUDGE RICARDO S. MARTINEZ 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 9 AT SEATTLE 10 UNITED STATES OF AMERICA, Cause No. CR06-0074RSM 11 Plaintiff, ORDER GRANTING STIPULATED 12 MOTION TO CONTINUE TRIAL AND 13 PRETRIAL MOTIONS DATES VS. 14 JAMES LEROY HENDERSON, 15 Defendant. 16 17 18 19 **ORDER** 20 THE COURT, having considered the stipulation of the parties and the records and files 21 herein, makes the following findings: 22 1. The Court finds that a failure to grant the continuance would deny counsel the 23 24 reasonable time necessary for effective preparation, taking into account the exercise of due 25 diligence, within the meaning of 18 U..C. Sec. 3161(h)(8)(B)(ii). 26 2. The Court finds that the ends of justice will be served by ordering a continuance of 27 this case, that a continuance is necessary to ensure effective trial preparation and that these factors 28 Law Offices of Jeffrev H. Smith 29 1601 Fifth Avenue, Suite 2200 Seattle, WA. 98101 (206) 340-0053 Fax (206) 624-1767

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outweigh the best interests of the public in a more speedy trial, within the meaning of 18 U.S.C. Sec. 3161(h)(8)(A). IT IS THEREFORE ORDERED that the trial date in this matter is continued from June 12, 2006 to September 18, 2006, and the pretrial motions date is continued to August 7, 2006. IT IS FURTHER ORDERED the period of time from the current trial date of June 12, 2006 up to and including the new trial date of September 18, 2006 shall be excluded time pursuant to the Speedy Trial Act, 18 U.S.C. Sec. 3161 et seq. DATED this 7th day of June, 2006. RICARDO S. MARTINEZ UNITED STATES DISTRICT JUDGE Law Offices of Jeffrey H. Smith 1601 Fifth Avenue, Suite 2200

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